

DEC 15 2003

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REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

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| | |
|------------------------|-----------------|
| Application Number | 09/090,318 |
| Filing Date | July 25, 2001 |
| First Named Inventor | Orco GLOBERMAN |
| Art Unit | 3732 |
| Examiner Name | Pedro PHILIGENE |
| Attorney Docket Number | 118/02242 |

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. Submission required under 37 CFR 1.114

Note: If the RCE is proper, any previously filed unentered and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such

- a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on
ii. ☐ Other _____

b. ☒ Enclosed

- i. ☒ Amendment/Reply iii. ☒ Information Disclosure Statement (IDS)
ii. ☐ Affidavit(s)/Declaration(s) iv. ☐ Other _____

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required.)
b. ☐ Other _____


3. Fees

The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 03-3419
i. ☒ RCE fee required under 37 CFR 1.17(e)
ii. ☐ Extension of time fee (37 CFR 1.138 and 1.17)
iii. ☒ Other Any additional fee required
b. ☐ Check in the amount of \$ _____ enclosed
c. ☐ Payment by credit card (Form PTO-2038 enclosed)

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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

| | | | |
|-------------------|---|-----------------------------------|-------------------|
| Name (Print/Type) | MAKER FENSTER | Registration No. (Attorney/Agent) | 41016 |
| Signature |  | Date | December 11, 2003 |

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

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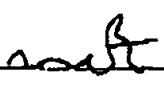
This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing the burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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| | | | | | |
|---|-------------------------------------|-----------------------------|--------------------------------|---------|-------------------|
| AMENDMENT TRANSMITTAL LETTER (Small Entity) | | | Docket No. 110/02242 | | |
| Applicant(s): Oren GLOBERMAN, et al. | | | | | |
| Serial No. 09/890,318 | Filing Date July 25, 2001 | Examiner PHILOGENE, P. | Group Art Unit 3732 | | |
| Invention: EXPANDABLE ELEMENT DELIVERY SYSTEM | | | | | |
| <u>TO THE COMMISSIONER FOR PATENTS:</u> | | | | | |
| Transmitted herewith is an amendment in the above-identified application. | | | | | |
| <input type="checkbox"/> Small Entity status of this application has been established under 37 CFR 1.27 by a verified statement previously submitted. | | | | | |
| <input type="checkbox"/> A verified statement to establish Small Entity status under 37 FR 1.27 is enclosed. | | | | | |
| The fee has been calculated and is transmitted as shown below. | | | | | |
| CLAIMS AS AMENDED | | | | | |
| | CLAIMS REMAINING AFTER AMENDMENT | HIGHEST # PREV. PAID FOR | NUMBER EXTRA CLAIMS PRESENT | RATE | ADDITIONAL FEE |
| TOTAL CLAIMS | 91 | 99 | 0 x | \$9.00 | \$0.00 |
| INDEP. CLAIMS | 4 | 4 | 0 x | \$43.00 | \$0.00 |
| Multiple Dependent Claims (check if applicable) <input type="checkbox"/> | | | | | \$0.00 |
| TOTAL ADDITIONAL FEE FOR THIS AMENDMENT - | | | | | \$0.00 |
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| <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. | | | | | |
| <input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17. | | | | | |
|  _____ Signature | | | Dated: December 11, 2003 | | |
| Maier FENSTER Reg. No. 41,016 William H. Dippert, Esq. Reed Smith LLP 599 Lexington Avenue, 29th Floor New York, NY 10022-7650 Tel: (212) 521-5400 | | | | | |
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PTO/SB92 (08-00)

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Applicant: Oren Globerman, et al.

Serial No: 09/890,318

Filing Date: July 25, 2001

For: EXPANDABLE ELEMENT DELIVERY SYSTEM

Enclosures: (1) RCE (2 pages); (2) Amendment Transmittal Letter (2 pages); (3) Amendment Accompanying RCE (14 pages); (4) Transmittal Of IDS (1 page); (5) First Supplementary Information Disclosure Statement (2 pages) w/IDS Citation (1 page) & cited reference; (6) Acknowledgement Postcard.

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